

parentheses, immediately following the proper shipping name.

*Section 172.302.* This section on marking requirements for export shipment of hazardous materials by water is rendered obsolete by the changes in § 172.301. Therefore, this section is removed.

*Subpart G to Part 172.* A new Subpart G is added to Part 172 containing requirements for emergency response information.

*Section 173.12.* This section is revised to add a new paragraph (f) which provides an exception from showing the technical name for n.o.s. descriptions in shipping papers and package markings for hazardous waste materials packaged in accordance with the lab pack provisions, unless the hazardous material is a hazardous substance or meets the definition of a poison.

*Section 173.30.* This section is revised to require that a dangerous cargo manifest contain a 24-hour emergency response telephone number.

## V. Administrative Notices

### A. Paperwork Reduction Act

The changes and new requirements for information collection in §§ 172.201, 172.203, 172.602, and 172.604 have been approved by the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act of 1980 (Pub. L. 96-511) under OMB control numbers 2137-0034 and 2137-0580 (expiration dates: June 30, 1992).

### B. Executive Order 12291

The RSPA has determined that this final rule (1) does not meet the criteria specified in section 1(b) of Executive Order 12291 and is, therefore, not a major rule; (2) is not considered to be a "significant" rule under DOT Regulatory Policies and Procedures (44 FR 11034); (3) will not affect not-for-profit enterprises or small governmental jurisdictions; and (4) does not require a Regulatory Impact Analysis or an Environmental Impact Statement under the National Environmental Policy Act (49 U.S.C. 4321 et seq.) A regulatory evaluation is available for review in the Docket.

### C. Executive Order 12612

This action has been analyzed in accordance with the principles and criteria contained in Executive Order 12612, and it has been determined that the final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

### D. Impact on Small Entities

Based on limited information concerning size and nature of entities likely affected by this final rule, I certify this regulation will not have a significant economic impact on a substantial number of small entities. A regulatory evaluation is available for review in the Docket.

### E. Regulatory Information Number (RIN)

A regulatory information number (RIN) is assigned to each regulatory action listed in the Unified Agenda of Federal Regulations. The Regulatory Information Service Center publishes the Unified Agenda in April and October of each year. The RIN number contained in the heading of this document can be used to cross reference this action with the Unified Agenda.

### List of Subjects

#### 49 CFR Part 171

Hazardous materials transportation, Definitions.

#### 49 CFR Part 172

Hazardous materials transportation, Shipping papers, Markings and Emergency response information.

#### 49 CFR Part 173

Hazardous materials transportation, Packagings.

#### 49 CFR Part 176

Hazardous materials transportation, Maritime carriers.

In consideration of the foregoing, 49 CFR Parts 171, 172, 173 and 176 are amended as follows:

## PART 171—GENERAL INFORMATION, REGULATIONS, AND DEFINITIONS

1. The authority citation for Part 171 continues to read as follows:

Authority: 49 U.S.C. 1803, 1804, 1805, 1808; 49 CFR Part 1.

### § 171.8 [Amended]

2. In § 171.8, the definition of "technical name" is revised to read as follows:

### § 171.8 Definitions and abbreviations.

"Technical name" means the scientific designation of a chemical in accordance with the nomenclature system developed by the International Union of Pure and Applied Chemistry (IUPAC) or the Chemical Abstracts Service (CAS) rules of nomenclature, or a name currently recognized in the Registry of Toxic Effects of Chemical Substances

(RTECS). The term does not include trade names.

3. In § 171.11, a new paragraph (d)(10) is added to read as follows:

### § 171.11 Use of ICAO Technical Instructions.

(d) \* \* \*

(10) Shipments of hazardous materials under this section must conform to the requirements for emergency response information as prescribed in Subpart G of Part 172 of this subchapter.

4. In § 171.12a, a new paragraph (a)(7) is added to read as follows:

### § 171.12a Canadian shipments and packagings.

(a) \* \* \*

(7) Shipments of hazardous materials subject to the requirements of this section must conform to the requirements for emergency response information as prescribed in Subpart G of Part 172 of this subchapter.

5. The heading of Part 172 is revised to read as follows:

## PART 172—HAZARDOUS MATERIALS TABLES, HAZARDOUS MATERIALS COMMUNICATIONS REQUIREMENTS AND EMERGENCY RESPONSE INFORMATION REQUIREMENTS

6. The authority citation for Part 172 is revised to read as follows:

Authority: 49 U.S.C. App. 1803, 1804, 1808; 49 CFR Part 1.

7. In § 172.201, a new paragraph (d) is added to read as follows:

### § 172.201 General entries.

(d) *Emergency response telephone number.* A shipping paper must contain an emergency response telephone number, as prescribed in Subpart G of Part 172 of this subchapter.

8. In § 172.203, paragraph (i)(2) is removed, paragraph (i)(3) is redesignated as paragraph (i)(2), paragraph (k) is revised and paragraph (m) is added to read as follows:

### § 172.203 Additional descriptions requirements.

(k) *Technical names for "n.o.s." and other generic descriptions.* Unless otherwise excepted, if a material is described on a shipping paper by one of the proper shipping names listed in paragraph (R)(3) of this section, the technical name of the hazardous material must be entered in parentheses in association with the basic